

ATTORNEY DOCKET  
064198.0186

PATENT APPLICATION

1

APPLICATION FOR U.S. PATENT UNDER 37 C.F.R. § 1.53(b)  
TRANSMITTAL FORM

Mail Stop Patent Application  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing is the continuation  
patent application of:

**Inventor(s) or Application Identifier:**

Benjamin A. Knott, Robert R. Bushey,  
John M. Martin and Kurt M. Joseph

**Entitled:** ADAPTIVE VOICE RECOGNITION MENU METHOD AND  
SYSTEM

Enclosed are:

1. ☒ Fee Transmittal Form
2. ☒ Specification (26 Total Pages)
3. ☒ Drawing(s) (7 Total Sheet(s) of Formal Drawings)
4. ☒ Combined Declaration and Power of  
Attorney (3 Total Pages)  
☐ Newly executed (original or copy)  
☒ Copy from a prior application  
(for continuation/divisional only)
5. ☐ Priority of foreign Application No. \_\_\_\_\_,  
filed on \_\_\_\_\_ is claimed under 35 U.S.C.  
§ 119.  
☐ A certified copy is attached  
☐ A certified copy was filed in prior Application  
Serial No. \_\_\_\_\_, filed \_\_\_\_\_.

6. ☐ An Assignment of the invention to \_\_\_\_\_ is attached. A separate cover sheet in compliance with 37 C.F.R. § 3.28 and § 3.31 is included with an Assignment recordal fee of \$\_\_\_\_ pursuant to 37 C.F.R. § 1.21(h).

☒ The prior application is assigned of record to SBC Technology Resources, Inc., at Reel 012858, Frame 0861 in the U.S. Patent and Trademark Office records, and was recorded on April 30, 2002.

7. ☒ Information Disclosure Statement (IDS) and PTO-1449 (4 TOTAL PAGES)  
☐ Copies of IDS Citations.  
☒ Pursuant to 37 C.F.R. § 1.98(d), copies of these references are not being furnished.

8. ☒ Certificate of Mailing

9. ☒ Return Receipt Postcard

10. Applicant is:

☒ Large Entity

☐ Small Entity

☐ Small Entity Statement enclosed

☐ Small Entity Statement filed in prior application.

Status still proper and desired.

13. The accompanying application is:

☐ Original

☒ Continuation

☐ Divisional

☐ Continuation-In-Part (CIP)

Prior Application No.: 10/135,143

Filed: April 30, 2002

(For Continuation or Divisional Applications only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5 above, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.)

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PATENT APPLICATION

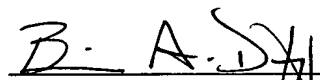
3

CLAIMS AS FILED IN THE APPLICATION, LESS ANY CLAIMS CANCELLED  
BY PRELIMINARY AMENDMENT OR ADDED BY PRELIMINARY AMENDMENT

FEE CALCULATION					FEE
	Number		Number Extra	Rate	Basic Fee
					\$770.00
Total Claims:	20	- 20 =	0	X \$18 =	\$ 0.00
Independent Claims	3	- 3 =	0	X \$86 =	\$ 0.00
TOTAL FILING FEE =					\$770.00

15. [X] Enclosed is a check in the amount of \$770.00 to satisfy filing fee requirements under 37 C.F.R. § 1.16. Please charge any additional fees or credit any overpayment to Deposit Account No. 50-2148 of BAKER BOTTS L.L.P.

Respectfully submitted,  
BAKER BOTTS L.L.P.  
Attorneys for Applicants

  
\_\_\_\_\_  
Brian A. Dietzel  
Reg. No. 44,656

Date: February 20, 2004

Correspondence Address:

X  Customer Number or Bar Code Label **31625**

**BAKER BOTTS LLP**

# FEE TRANSMITTAL for FY 2004

Patent fees are subject to annual revision.

**TOTAL AMOUNT OF PAYMENT****(\$ 770)****Complete if Known**

Application Number	unknown
Filing Date	February 20, 2004
First Named Inventor	Benjamin A. Knott
Examiner Name	unknown
Group Art Unit	unknown
Attorney Docket No.	064198.0186

**METHOD OF PAYMENT**

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit  
Account  
Number

50-2148

Deposit  
Account  
Name

Baker Botts LLP

- ☒ Charge Any Additional Fee Required  
Under 37 CFR 1.16 and 1.17

- ☐ Applicant claims small entity status.  
See 37 CFR 1.27

2. ☒ **Payment Enclosed:**

- ☒ Check ☐ Credit card ☐ Money  
Order ☐ Other

**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Small Entity

Fee (\$)	Fee (\$)	Fee Description	Fee Paid
770	385	Utility filing fee	770
330	165	Design filing fee	
510	255	Plant filing fee	
740	370	Reissue filing fee	
160	80	Provisional filing fee	

**SUBTOTAL (1) (\$ 770)****2. EXTRA CLAIM FEES**

	Extra Claims	Fee from below	Fee Paid
Total Claims	20 - 20 ** = 0	18	0
Independent Claims	3 - 3 ** = 0	86	0
Multiple Dependent			

Large Entity Small Entity

Fee (\$)	Fee (\$)	Fee Description
18	9	Claims in excess of 20
86	43	Independent claims in excess of 3
280	140	Multiple dependent claim, if not paid
84	42	** Reissue independent claims over original patent
18	9	** Reissue claims in excess of 20 and over original patent

**SUBTOTAL (2)****(\$ 0)**

\*\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description	Fee Paid
130	65	Surcharge - late filing fee or oath	
50	25	Surcharge - late provisional filing fee or cover sheet	
130	130	Non-English specification	
2,520	2,520	For filing a request for <i>ex parte</i> reexamination	
920*	920*	Requesting publication of SIR prior to Examiner action	
1,840*	1,840*	Requesting publication of SIR after Examiner action	
110	55	Extension for reply within first month	
400	200	Extension for reply within second month	
920	460	Extension for reply within third month	
1,440	720	Extension for reply within fourth month	
1,960	980	Extension for reply within fifth month	
320	160	Notice of Appeal	
320	160	Filing a brief in support of an appeal	
280	140	Request for oral hearing	
1,510	1,510	Petition to institute a public use proceeding	
110	55	Petition to revive - unavoidable	
1,280	640	Petition to revive - unintentional	
1,280	640	Utility issue fee (or reissue)	
460	230	Design issue fee	
620	310	Plant issue fee	
130	130	Petitions to the Commissioner	
50	50	Processing fee under 37 CFR 1.17(q)	
180	180	Submission of Information Disclosure Stmt	
40	40	Recording each patent assignment per property (times number of properties)	
740	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
740	370	For each additional invention to be examined (37 CFR § 1.129(b))	
740	370	Request for Continued Examination (RCE)	
900	900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

**SUBTOTAL (3) (\$ 0)****SUBMITTED BY**

Name (Print/Type)

Brian A. Dietzel

Registration No.  
(Attorney/Agent)

44,656

**Complete (if applicable)**

Telephone

512.322.2674

Signature

B. A. Dietzel

Date

February 20, 2004

**WARNING:** Information on this form may become public. Credit card information should not  
be included on this form. Provide credit card information and authorization on PTO-2038.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Benjamin A. Knott, Robert R. Bushey,  
John M. Martin and Kurt M. Joseph

Filed: February 20, 2004

Title: ADAPTIVE VOICE RECOGNITION MENU  
METHOD AND SYSTEM

Mail Stop Patent Application  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

CERTIFICATE OF MAILING BY EXPRESS MAIL

I hereby certify that the attached Continuation Transmittal, Fee Transmittal, Continuation Patent Application, Declaration and Power of Attorney (from parent application), Formal Drawings (from parent application), Information Disclosure Statement and PTO Form 1449 Citation (without copies of references) are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on this 20th day of February, 2004, and is addressed to the Mail Stop Patent Application, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450

  
Shannon Judice

Express Mail Receipt No.  
EV352387606US  
Attorney Docket  
064198.0186